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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 UNITED STATES OF AMERICA,
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11 Plaintiff,

Case No. CR05-404-RSL

12 v.

13 COREY P. CLAIRMONT,
14 Defendant.

**PROPOSED FINDINGS OF FACT
AND DETERMINATION AS TO
ALLEGED VIOLATIONS OF
SUPERVISED RELEASE**

15 **INTRODUCTION**

16 I conducted a hearing on alleged violations of supervised release in this case on June 21,
17 2012. The defendant appeared pursuant to a warrant issued in this case. The United States was
18 represented by Andrew Friedman, and defendant was represented by Nancy Tenney. Also
19 present was U.S. Probation Officer Todd Sanders. The proceedings were digitally recorded.

20 **SENTENCE AND PRIOR ACTION**

21 Defendant was sentenced on April 20, 2006, by the Honorable Robert S. Lasnik for
22 Possession of an Unregistered Firearm. He received 60 months of detention and 3 years
23 supervised release. Mr. Clairmont was released from custody on April 28, 2012, and began his
three year term of supervised release.

In correspondence dated April 12, 2011, the Court was notified that Mr. Clairmont had

1 violated the conditions of supervised release by failing to notify the probation officer ten days
2 prior to any change in residence or employment, on or about March 25, 2011, using
3 methamphetamine on or before March 29, April 6 and 8, 2011; and failing to report to the
4 probation officer as directed on or about April 11, 2011. Mr. Clairmont admitted to the
5 violations On May 18, 2011, Mr. Clairmont was sentenced to 40 days detention followed by 2
6 years of supervised release. In addition to the reimposition of the previously ordered conditions,
7 Mr. Clairmont was also directed to participate in the Location Monitoring Program for 120 days.

8 On June 21, 2011 a warrant was issued for violations of his supervised release. Mr.
9 Clairmont admitted to the violation of failing to participate in and successfully complete the
10 Location Monitoring Program for a period for 120 days, as directed by the probation officer. He
11 was sentenced to 4 months detention, followed by 2 years of supervised release.

12 **PRESENTLY ALLEGED VIOLATIONS**

13 In a petition dated January 4, 2012, U.S. Probation Officer Andrew J. Lorenzen alleged that
14 defendant violated the following conditions of supervised release:

- 15 1. Using methamphetamine on or before December 12, 2011, in violation of
16 standard condition 7.
- 17 2. Failing to participate in and successfully complete residential substance abuse
18 treatment as directed on or about December 21, 2011, in violation of standard
19 condition number 6.
- 20 3. Failing to notify the probation officer at least ten days prior to any change in
21 residence or employment, on or about December 19, 2011, in violation of
22 standard condition number 6.
- 23 4. Failing to report for drug testing as directed on December 22 and 29, 2011, in
violation of the special condition.

22 **FINDINGS FOLLOWING EVIDENTIARY HEARING**

23 Defendant admitted the above violations, waived any hearing as to whether they occurred,

1 and was informed the matter would be set for a disposition hearing July 10,2012 at 10:00 a.m.
2 before District Judge Robert S. Lasnik.

3 **RECOMMENDED FINDINGS AND CONCLUSIONS**

4 Based upon the foregoing, I recommend the court find that defendant has violated the
5 conditions of his supervised release as alleged above, and conduct a disposition hearing.

6 DATED this 21st day of June, 2012.

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BRIAN A. TSUCHIDA
United States Magistrate Judge